

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
at CHATTANOOGA

BROADCAST MUSIC, INC., TARADAM )  
MUSIC, INC., STEPHANIE NICKS, an )  
individual d/b/a WELSH WITCH MUSIC, )  
MICHAEL BALZARY, JOHN ANTHONY )  
FRUSCIANTE, ANTHONY KIEDIS and )  
CHAD GAYLORD SMITH, a partnership )  
d/b/a MOEBETOBLAME MUSIC, )  
UNIVERSAL - CHAMPION MUSIC )  
CORPORATION, ROSANNE CASH, an )  
individual d/b/a MONSTER BEACH )  
MUSIC, ATLANTIC MUSIC CORP., )  
SONGS OF UNIVERSAL, INC., GET )  
LOOSE MUSIC, INC., SONY/ATV SONGS )  
LLC d/b/a SONY/ATV ACUFF ROSE )  
MUSIC, HUSKY MUSIC, INC., BRADLEY )  
KIRK ARNOLD, ROBERT TODD )  
HARRELL, MATTHEW DARRICK )  
ROBERTS and CHRISTOPHER LEE )  
HENDERSON, a partnership d/b/a )  
ESCATAWPA SONGS, JEFFREY R. )  
HANNA, an individual d/b/a JEFF DIGGS )  
MUSIC, CAREERS-BMG MUSIC )  
PUBLISHING, INC., UNIVERSAL MUSIC )  
MGB NA LLC d/b/a UNIVERSAL MUSIC )  
CAREERS, WINDSWEPT HOLDINGS LLC )  
d/b/a SONGS OF WINDSWEPT PACIFIC, )  
THORTCH LLC d/b/a SONGS OF )  
THORTCH, JAMES E. RITCHEY, an )  
individual d/b/a FOX RIDGE MUSIC, and )  
JOSHUA RYAN OWEN, an individual )  
d/b/a SHIITAKE MAKI MUSIC, )

*Plaintiffs,*

v.

NORMA MARLER and WALTER MARLER, )  
SR., both individually and d/b/a WALT'S )  
KARAOKE CAFÉ, )

*Defendants.*

Case No. 1:09-cv-193  
Judge Mattice

## **ORDER**

Plaintiffs filed a Motion for Default Judgment against Defendants Norma Marler and Walter Marler, Sr., both individually and d/b/a Walt's Karaoke Café, on September 9, 2009. [Court Doc. 8.] The Court referred the Motion for Default Judgment to Magistrate Judge Susan K. Lee for a report and recommendation on Defendants' liability for the causes of action in Plaintiffs' complaint and the amount of damages, including attorney's fees and costs, due to the Plaintiffs as a result of Defendants' liability for such causes of action. [Court Doc. 9.]

Magistrate Judge Lee filed her report and recommendation pursuant to 28 U.S.C. § 636(b)(1) and Federal Rule of Civil Procedure 72(b) on October 26, 2009. [Court Doc. 12.] Neither party filed an objection within the given 10 days.

After reviewing the record, the Court agrees with Magistrate Judge Lee's report and recommendation. The Court thus **ACCEPTS** and **ADOPTS** Magistrate Judge Lee's findings of fact, conclusions of law, and recommendations pursuant to § 636(b)(1) and Rule 72(b).

A separate default judgment will enter.

**SO ORDERED** this 12th day of November, 2009.

/s/Harry S. Mattice, Jr.  
HARRY S. MATTICE, JR.  
UNITED STATES DISTRICT JUDGE